

Amendments to the Drawings

The attached sheets of drawings include changes to Figs. 1, 2 and 6.

Attachments: Replacement Sheet
 Annotated Sheet Showing Changes

REMARKS

Favorable consideration and allowance are requested for claims 11-24 in view of the following remarks.

Status of the Application

Claims 11-24 are pending. Claims 1-10 were previously canceled. Claims 11-24 were rejected under 35 U.S.C. § 112, ¶ 2, as being indefinite. Claims 11-15 and 18-21 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,067,031 to Janky *et al.* (the "Janky patent"). Claims 15-17 and 22-24 were rejected under 35 U.S.C. § 103(a) as being unpatentable over the Janky patent. The specification and figures have been objected to.

Claims 11, 18, 19, and 22 have been amended. The specification has been amended. Figures 1, 2, and 6 have been amended.

Amendment to the Specification

A minor amendment has been made to the specification to indicate the serial number for the application to which the instant application cross-references. No new matter has been added.

Amendments to the Drawings

Amended Figures 1, 2, and 6 are attached. No new matter has been added.

Rejection under 35 U.S.C. § 112

In response to the rejection under 35 U.S.C. § 112, ¶ 2, claims 11 and 18 have been amended. In addition, claims 11, 18, 19, and 22 have been amended

to correct minor informalities. None of the changes to claims 11, 18, 19, and 22 are intended to modify the scope of these claims.

Rejection under 35 U.S.C. § 102(b)

According to the Examiner the subject matter of claims 11-15 and 18-21 is disclosed in the Janky patent. In response, Applicants assert that the Janky patent does not disclose a first vehicle receiving hazard data from another vehicle, where the hazard data includes information regarding the position, speed, and direction of travel of the other vehicle.

Instead, the Janky patent discloses the use of a range rate determination module 16 built in to the location determination module 13 on the first vehicle, where the range rate determination module 16 is used to calculate the “velocity vector $v(t;2)$ ” of the other vehicle by one of several methods. See Janky patent at Fig. 2 and col. 3, lines 6-64. In other words, the velocity of the other vehicle in the Janky patent is calculated in the first vehicle, which means that the first vehicle does not receive “hazard data,” as recited in claims 11-15 and 18-21. Therefore, Applicants respectfully request that the rejection of these claims be withdrawn.

Rejection under 35 U.S.C. § 103(a)

Claims 15-17 and 22-24 depend indirectly from independent claims 11 and 18, respectively. Therefore, for the reasons stated above, the rejection of claims 15-17 and 22-24 should also be withdrawn.


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If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #095309.55971US).

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Respectfully submitted,


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